

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11358 of 2020**

Arising Out of PS. Case No.-216 Year-2019 Thana- PHULPARAS District- Madhubani

AWADESH KUMAR @ SHRI AWADESH KUMAR Son of Suraj Paswan
Resident of Village- Belmohan, P.S.- Phulparas, District- Madhubani. At that
time Shri Awadesh Kumar P.D.S. Dealer at Panchayat Sudai Ratauli, P.S.-
Phulparas, District- Madhubani.

... .. Petitioner

Versus

The State of Bihar

... Opposite Party

Appearance :

For the Petitioner : Mr.Gagan Deo Yadav, Advocate

For the Opposite Party : Mr.Parmeshwar Mehta, Addl Public Prosecutor

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

5 15-09-2020 Heard learned counsel for the petitioner as well as
learned counsel for the State through video conferencing.

Petitioner apprehends arrest in Danapur Police Station
Case No. 799/2019 registered for the offences punishable under
Sections 419/420 of the Indian Penal Code and section 7 of the
EC Act.

Petitioner, a PDS dealer, after enquiry, has been found
to have indulged in committing forgery in supplying ration to
the legal card holders.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. He submits that only three card holders have made
complaint against the petitioner and in fact the instant case has
been lodged at the instigation of a retired executive magistrate.
Petitioner has got no criminal antecedent.

Learned counsel for the State opposes the prayer for
bail stating the allegation against the petitioner has been
enquired into by the officials and on finding sufficient materials
against the petitioner, his PDS licence has also been cancelled.



He further submits that petitioner in the name of fictitious card holders looted food grains.

In view of the nature of allegation, prayer for bail of the petitioner is refused with direction to surrender and seek regular bail which would be considered on its own merit without prejudice.

(Prabhat Kumar Singh, J)

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